THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

Writ Petition No.16181 of 2005

ORDER:

Challenging the orders of the Revenue Divisional Officer, Ongole, second respondent herein, dated 30.06.2005, confirming the order of resumption of assigned lands passed by the first respondent, dated 03.09.1994, the present writ petition has been filed.

According to the petitioners, the first respondent assigned lands in the year 1974 to seventy-two landless poor persons including the petitioners to an extent of Ac.64.83 cents in Survey No.1763 to 1770 of Kothapatnam Village and Mandal, Prakasam District. After a lapse of 20 years, the second respondent resumed the said lands by proceedings in Roc.H.No.49/94, dated 03.09.1994 on the ground that the petitioners violated the provisions of A.P.Assignment of Land (Prohibition of Transfer) Act, 1977 without giving notice to the petitioners and that the petitioners allegedly came to know of the resumption order only in the year 2001. Immediately, the petitioners filed an appeal before the second respondent and the same was also dismissed by an order dated 30.06.2005 confirming the order of the first respondent. Aggrieved by the same, a revision is stated to have been filed by the petitioners on 21.07.2005 along with an application seeking stay of proceedings of the second respondent dated 30.06.2005. As no orders have been passed by the revisional authority and as the petitioners are apprehending dispossession of the lands in question, they approached this Court on the ground that the respondents are going to convey meeting on 23.07.2005 to assign the lands in question to third parties.

Heard both sides and considered the material on record.

In the circumstances, as the appeal is pending before the revisional authority-third respondent, I deem it appropriate to dispose of the writ petition with a direction to the third respondent to dispose of the

revision filed by the petitioners expeditiously, preferably within a period of eight weeks from the date of receipt of a copy of this order. It is made clear that till the disposal of the revision, the respondents are directed not to dispossess the petitioners from the lands in question.

The writ petition is accordingly disposed of. No costs.

25.07.2005

VGB